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Dated: 9/11/02

Signature

(Beth Cobb)

Docket No.: HO-P01944US1

#17
09/18/02
AS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Randy B. Thomas, et al.

Application No.: 09/735,161

Group Art Unit: 1714

Filed: December 12, 2000

Examiner: Toomer, Cephia D.

For: ASPHALT EMULSION SYSTEM
PRODUCING AND SPRAYING PROCESS

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
Washington, DC 20231

Dear Sir:

This filing is in response to the restriction requirement set forth in the Office Action mailed July 16, 2002 (Paper No. 4). The Examiner has required restriction between Group I (claims 1-36; 51-55), drawn to a process for introducing an asphalt into a synthetic fuel, a process for spraying an asphalt emulsion onto coal, and a synthetic fuel; and Group II (claims 37-50), drawn to a mixer.

Applicants hereby provisionally elect claims 1-36 and 51-55 for continued examination, without traverse. Applicants reserve the right to pursue the nonelected claims in future prosecution. Applicants believe no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 06-2375, under Order No. HO-P01944US1 from which the undersigned is authorized to draw.

Dated:

Sept. 11, 2002

Respectfully submitted,

By

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